

Motor Carrier Safety Improvement Act (MCSIA) of 1999
May 2004

Requirement/Criteria	Impact/Penalties	Date
CMV standards, penalties and requirements	Implements CDL license improvements and creates penalties for offenses committed by a CDL holder in a non-CMV.	9/30/05
Major and serious traffic violations count whether in a CMV or non-CMV	Disqualifications apply to CMV privileges for offenses committed in a CMV or non-CMV when the violation is classified as a major or serious traffic violation.	9/30/05
Adds two new major offenses with new disqualification periods: <ul style="list-style-type: none"> Driving a CMV while disqualified, revoked, suspended or cancelled Causing a fatality through negligent operation of a CMV 	New disqualification periods: <ul style="list-style-type: none"> 1 year disqualification for first offense 3 year disqualification for first offense if operating under "H" endorsement Lifetime disqualification for second and subsequent offenses 	9/30/05
Adds three new serious traffic violations: <ul style="list-style-type: none"> Driving a CMV without obtaining a CDL Driving a CMV without a CDL in your possession <ul style="list-style-type: none"> A person providing proof to the court of CDL licensing on date of violation shall not be guilty of this offense Driving a CMV without the proper class of CDL or required endorsement 	Adds three new serious traffic violations.	9/30/05
Gives authority to the federal Secretary of DOT to disqualify a state's CDL driver if they pose an imminent hazard (Imminent hazard is defined as the existence of a condition that presents a substantial likelihood that death, serious illness, severe personal injury, or a substantial endangerment to health, property or the environment may occur before the reasonably foreseeable completion date of a formal proceeding.)	<ul style="list-style-type: none"> Disqualify for 30 days without a hearing Disqualification over 30 days requires a notice and a hearing 	9/30/05
Prohibits issuance of an occupational license for CDL operation	Prohibits issuance of an occupational license for CDL operation when: <ul style="list-style-type: none"> the CMV privilege is disqualified the non-CMV privilege/license is revoked, suspended or cancelled States may continue to issue non-CMV occupational licenses.	9/30/05

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State notification process	Requires states to notify the CDL holder's home state: <ul style="list-style-type: none"> • within 30 days of any conviction for violation of traffic laws committed by the CDL holder in any vehicle (CMV or non-CMV) • within 10 days of any conviction for violation of traffic laws committed by the CDL holder in any vehicle (CMV or non-CMV) 	9/30/05 9/30/08
Prohibits conviction masking	<ul style="list-style-type: none"> • States must keep a complete driver record of all violations of traffic law (CMV and non-CMV.) • States must make a complete driving record available to persons and government with authorized access. 	9/30/05
Driver history	States must make driver history available to states, the federal Secretary of DOT, the driver, and motor carriers or prospective motor carriers.	9/30/05
CDLIS notification	States must notify CDLIS and the driver's home state within 10 days after disqualifying a CDL holder for at least 60 days, with the reason for the disqualification.	9/30/05
State requirements	States must: <ul style="list-style-type: none"> • request complete driving record from all states in which the driver was previously licensed to operate any motor vehicle over the last 10 years. • notate the driver record that this record check was completed. • perform this check for drivers renewing for the first time, only after 9/30/02, provided a notation is made on the record confirming the record check and date. 	9/30/05
Application process	Driver must provide the names of all states where he/she was previously licensed for any CDL during the past 10 years.	9/30/05
School bus endorsement	<ul style="list-style-type: none"> • Requires an "S" endorsement • Requires knowledge and skills tests NOTE: Wisconsin already does this.	9/30/05
Imposes new state sanctions for non-compliance	<ul style="list-style-type: none"> • Prohibited from issuing CDLs • Loss of all MCSAP funds • 5% loss of federal-aid highway funds, 1st year • 10% loss of federal-aid highway funds, 2nd and subsequent years 	9/30/05